

Message Text

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ORIGIN AGR-08

INFO OCT-01 ARA-06 ISO-00 AGRE-00 FEA-01 CEA-01 CIAE-00

COME-00 DODE-00 EB-07 FRB-03 H-02 INR-07 INT-05 L-03

LAB-04 NSAE-00 NSC-05 PA-01 AID-05 CIEP-01 SS-15

STR-04 ITC-01 TRSE-00 PRS-01 SP-02 OMB-01 USIE-00

INRE-00 NSCE-00 SSO-00 /084 R

DRAFTED BY USDA:JTRURAN:LK

APPROVED BY ARA:ECA:RWZIMMERMANN

USDA:GWHITE(SUBS)

USDA:GSINDELAR

ARA:ECA:TSHUGART

STR:JSTARKEY

EB/GCPJSLATTERY

ARA/ECP:ABERRY

----- 064187

O R 102025Z SEP 76

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA IMMEDIATE

INFO AMCONSUL RIO DE JANEIRO

AMCONSUL SAO PAULO

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E.O. 11652: N/A

TAGS: ETRD, EDAP, BR

SUBJECT: US FRUIT EXPORTS TO BRAZIL

REF: (A) STATE 206127; (B) BRASILIA 7549; (C) BRASILIA

7654; AND (D) BRASILIA 7744

1. EMBASSY REQUESTED TO FOLLOW UP ON AMBASSADOR YEUTTER'S
PRESENTATION REGARDING NEED FOR RELAXING IMPORT RESTRICTIONS

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ON U.S. FRUITS, AND ON MINISTER ROUANET'S APPARENT WILLING-

NESS TO CONSIDER MARKET ACCESS FOR U.S. PRODUCERS. AS EMBASSY AWARE, TIME CONSTRAINTS IN ARRANGING SHIPPING REQUIRE QUOTAS FOR APPLES AND PEARS TO BE AVAILABLE BEFORE SEPTEMBER 15.

2. IN MAKING REPRESENTATION, EMBASSY SHOULD DRAW ON POINTS RAISED BY AMBASSADOR YEUTTER AT U.S.-BRAZIL SUBGROUP ON TRADE MEETING (REF D) AND FOLLOWING POINTS:

A. NOTWITHSTANDING BOP JUSTIFICATIONS CITED BY BRAZIL WHEN IMPORT LICENSES SUSPENDED, PURCHASE OF 300,000 CASES HUNGARIAN APPLES RAISES SERIOUS QUESTIONS AS TO THE NATURE OF THE RESTRICTION. CONFIRMATION OF PURCHASE HUNGARIAN APPLES APPEARS TO BE INCONSISTENT WITH BRAZIL'S OBLIGATION UNDER ARTICLE XIII OF GATT ON NONDISCRIMINATORY ADMINISTRATION OF QUANTITATIVE RESTRICTIONS.

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IF BRAZILIANS PROCEED WITH THIS DISCRIMINATORY ACTION, AND US UNABLE TO ACHIEVE REASONABLE ACCESS, WE RESERVE OUR RIGHTS UNDER THE GATT AND INDEED MAY HAVE LIMITED CHOICE IN THE MATTER SHOULD US FRUIT INTERESTS CONSIDER RECOURSE UNDER SECTION 301 OF THE TRADE ACT.

B. TRADE FIGURES CITED BY ROUANET IN PARA 12, REF D, BEAR NO RELATION TO OFFICIAL USG EXPORT STATISTICS. WE SHOW 1974 APPLE EXPORTS TO BRAZIL AT \$232,462 FOR 2,304 MT AND 1974 PEAR EXPORTS TO BRAZIL OF \$2,656,501 FOR 5,755 MT. AS AMBASSADOR YEUTTER STATED DURING RECENT BILATERAL TRADE TALKS, WE BELIEVE IT BEST FOR ALL CONCERNED IF U.S. SUPPLIERS WERE GIVEN AT LEAST SOME ACCESS TO BRAZILIAN MARKET. WE STRONGLY URGE THAT THE GOB REACH AN EARLY DECISION TO GRANT U.S. PRODUCERS ACCESS, TAKING INTO ACCOUNT THE LEVEL OF EXPORTS TO BRAZIL IN 1974. FOR GOB'S INFORMATION, U.S. APPLE AND PEAR INSTITUTE HAS SUGGESTED A COMBINED APPLE AND PEAR QUOTA OF APPROPRIATE SIZE - 400,000 CASES (7,620 MT). PREPONDERANT PORTION OF THIS QUOTA WOULD BE PEARS. PACIFIC COAST WINTER PEAR CROP ONCE AGAIN AT NEAR-RECORD LEVELS.

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C. REGARDING DRIED FRUITS, REPRESENTATION ALONG SIMILAR LINES AS ABOVE IS REQUESTED EXCEPT PARA 2A. THESE ITEMS ARE NOT SEASONAL AND MAY BE SHIPPED AT ANY TIME OF YEAR. IN CONSIDERING QUOTAS, WE URGE GOB TO CONSIDER FOLLOWING FIGURES, WHICH REPRESENT AVERAGE US EXPORTS TO BRAZIL FOR LAST FIVE YEARS: DATES, 300 TONS, RAISINS 600 TONS AND PRUNES 600 TONS.

3. REPLY ON REPRESENTATION REQUESTED BY COP SEPTEMBER
13. KISSINGER

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